

RECEIVED  
CENTRAL FAX CENTER

JAN 28 2004

OFFICIAL

Fort Lauderdale  
Jacksonville  
Miami  
Orlando  
Tallahassee  
Tampa  
West Palm Beach

**Akerman Senterfitt**  
ATTORNEYS AT LAW

Esperante Building  
222 Lakeview Avenue, Suite 400  
West Palm Beach, Florida 33401-6183

Post Office Box 3188 mail  
West Palm Beach, Florida 33402-3188

www.akerman.com

561 653 5000 tel 561 659 6313 fax

**FAX COVER SHEET**

From: Neil R. Jetter

Date: January 28, 2004

PLEASE DELIVER 13 PAGE(S) (including cover sheet) TO:

Name: Examiner Stuart Hendrickson  
Company: USPTO

Fax Number: 703-872-9306  
Phone Number: 571-272-1351

Please call (561) 653-5000, Ext. 3308 if you do not receive all the pages.

**Comments/Special Instructions**

**Re: Patent Application No. 09/489,640**

Dear Examiner Hendrickson,

We have decided to incorporate limitations of allowable but objected to claims (based on being dependant on a rejected base claim) into the independent claims to conclude prosecution in this matter. Attached please find the following documents:

- Transmittal Form
- Fee Transmittal
- Reply to Final Office Action
- Petition for One Month Extension of Time

Should you have any questions or require clarification prior to issuing a Notice of Allowance, please do not hesitate to contact us.

Thank you.

The information contained in this transmission may be a confidential attorney-client communication or may otherwise be privileged and confidential, intended only for the use of the individual or entity named above. If the reader of this transmittal is not the intended recipient or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone and return the original transmittal to us by mail. Thank you.

Client/Matter No: 24571/109767

Equitrac ID: 8543

:WP166295:1}

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: KLETT et al.

Application No.: 09/489,640

Examiner: Hendrickson, Stuart

Date Filed: January 24, 2000

Group: 1754

For: PITCH-BASED CARBON FOAM HEAT SINK WITH  
PHASE CHANGE MATERIAL

CERTIFICATE UNDER 37 CFR 1.8(a)

I hereby certify that this correspondence is being deposited with the  
U.S. Postal Service as First Class mail in an envelope addressed to  
the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-  
1450, on 1/28/04.

Neil R. Jetter

Reg. No. 46,803

PETITION FOR RETROACTIVE EXTENSION OF TIME

Mail Stop AF  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

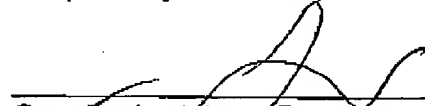
Sir:

This is a Petition for Retroactive Extension of Time pursuant to 37 CFR § 1.136.

The Commissioner is hereby authorized to charge the fee in the amount of \$110.00 for  
a one (1) month extension of time pursuant to 37 CFR § 1.17(a)(1), as well as any  
underpayment to Deposit Account No. 50-0951. A duplicate copy of this communication  
is enclosed.

Respectfully submitted,

Date: 1/28/04

  
Gregory A. Nelson, Reg. No. 30,577  
Neil R. Jetter, Reg. No. 46,803  
AKERMAN SENTERFITT  
P.O. Box 3188  
West Palm Beach, FL 33401  
Tel. No. 561-653-5000  
Fax No. 561-659-6313

Docket No. 6321-157